

Serial No. _____

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE
STATE OF NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office SEP 18 1985

Returned to applicant for correction _____

Corrected application filed _____ Map filed SEP 18 1985

The applicant Trinox Company

Creston St., Rte of Paso Robles
Street and No. or P.O. Box No. City or Town

California 93447 hereby make application for permission to change the
State and Zip Code No.

point of diversion and place of use
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit 37035
(Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.)

1. The source of water is underground
Name of stream, lake, underground spring or other source.
2. The amount of water to be changed 2.0 CFS
Second feet, acre feet. One second foot equals 448.83 gallons per minute.
3. The water to be used for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
4. The water heretofore permitted for irrigation and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.
5. The water is to be diverted at the following point SE1/4NE1/4NE1/4SE1/4 sec.4, T.12N., R.23E.M.M.
Describe as being within a 40-acre subdivision of public survey and by course and
or at a point from which the SE corner of said sec. 4 bears S.2° E., a
distance to a section corner. If on unsurveyed land, it should be stated.
distance of 2200 feet.
6. The existing permitted point of diversion is located within NW1/4SW1/4, sec.3, T.12N.,
If point of diversion is not changed, do not answer.
R.23E., M.D.B.&M., or at a point from which the SW corner of
said sec.3 bears S 2° 19' 50" W., a distance of 2399.99 feet.
7. Proposed place of use 30.90 acres in NW1/4SW1/4 17.36 acres in NE1/4SW1/4
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.
3.59 acres in SW1/4SW1/4, sec.3, and 1.44 acres in NE1/4SE1/4 of sec.4,
T.12N., R.23E., M.D.B.&M.
8. Existing place of use approximately 280 acres in the S1/2SW1/4 sec.34, T.13N.,
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
R.23E., and in the NW1/4, N1/2SW1/4 sec.3, T.12N., R.23E., M.D.B.&M.
manner of use of irrigation permit, describe acreage to be removed from irrigation.
9. Use will be from January 1 to December 31 of each year.
Month and Day Month and Day
10. Use was permitted from January 1 to December 31 of each year.
Month and Day Month and Day
11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) Well, pump and ditches
State manner in which water is to be diverted, i.e. diversion structure, ditches,
pipes and flumes, or drilled well, etc.
12. Estimated cost of works \$29,000.00
13. Estimated time required to construct works 14" diameter, 301' deep, Johnston deep well pump,
38 h.p. John Deere diesel, completed.

14. Estimated time required to complete the application of water to beneficial use.....completed.....

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use.

Proof of Application of Water to Beneficial Use under 37035 is being

filed simultaneously with this application.

By s/Bruce L. Rice

Bruce L. Rice

P.O. Box 130

Smith Valley, NV 89430

Compared dn/ jm js/bc

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion and place of use of the waters of an underground source as heretofore granted under Permit 37035 is issued subject to the terms and conditions imposed in said Permit 37035 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a measuring device must be installed in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This Permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The total combined duty of water under Permits 49400 and 49401 shall not exceed 213.16 acre-feet annually.

The total combined diversion rate under Permits 49400 and 49401 is limited to 2.93 c.f.s.

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not

to exceed 2.0 cubic feet per second, but not to exceed 213.16 acre-feet annually, but not to exceed a yearly duty of 4.0 acre-feet per acre of land irrigated from any and/or all sources.

Work must be prosecuted with reasonable diligence and be completed on or before July 28, 1986

Proof of completion of work shall be filed before August 28, 1986

Application of water to beneficial use shall be made on or before July 28, 1987

Proof of the application of water to beneficial use shall be filed on or before August 28, 1987

Map in support of proof of beneficial use shall be filed on or before August 28, 1987

Completion of work filed MAR 19 1986 IN TESTIMONY WHEREOF, I PETER G. MORROS

Proof of beneficial use filed MAR 06 1986 State Engineer of Nevada, have hereunto set my hand and the seal of

Cultural map filed MAR 06 1986 my office, this 28th day of January

Certificate No. 14312 Issued MAY 01 1996 A.D. 1986